

**SENATE JOURNAL
66TH LEGISLATURE
SIXTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
April 2, 2019

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Sales presiding. Invocation by Senator Cuffe. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present, Senator Fielder excused. Quorum present.

BILLS AND JOURNALS (Keenan, Chair):

4/2/2019

Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the fifty-sixth through the sixtieth legislative days, find the same to be correct.

Correctly printed: **HB 41, HB 146, HB 150, HB 257, HB 267, HB 284, HB 285, HB 325, HB 347, HB 357, HB 461, HB 463, HB 476, HB 487, HB 497, HB 584, HJ 18, HJ 26, SR 51.**

Correctly engrossed: **SR 36, HB 106, HB 126, HB 172, HB 231, HB 260, HB 481, HB 506, HB 599, HB 617.**

Examined by the sponsor and found to be correct: **SB 119, SB 275, SB 288.**

Signed by the Secretary of the Senate at 7:15 a.m., March 29, 2019: **SB 3, SB 14, SB 52, SB 89, SB 98, SB 163, SB 223, SB 243.**

Signed by the Secretary of the Senate at 9:00 a.m., March 28, 2019: **SB 64, SB 88, SB 261, SB 274.**

Signed by the Secretary of the Senate at 9:50 a.m., March 27, 2019: **SB 1, SB 9, SB 36, SB 46, SB 61, SB 82, SB 182, SB 217, SB 292, SR 26.**

Signed by the President at 8:30 a.m., April 2, 2019: **SB 1, SB 9, SB 36, SB 46, SB 61, SB 82, SB 182, SB 217, SB 292, SR 26.**

Signed by the President at 9:00 a.m., April 2, 2019: **SB 64, SB 88, SB 261, SB 274.**

Signed by the President at 10:00 a.m., April 2, 2019: **SB 3, SB 14, SB 52, SB 89, SB 98, SB 163, SB 223, SB 243.**

Delivered to the Secretary of State at 12:36 p.m., April 2, 2019: **SR 26.**

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Fitzpatrick, Chair):

4/2/2019

SR 36, introduced resolution, be amended as follows:

1. Page 1, line 18.

Strike: line 18

And, as amended, be adopted.

SR 46, be adopted.

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HB 558, be concurred in.

HB 578, be concurred in.

JUDICIARY (Regier, Chair):

4/2/2019

HB 48, be concurred in.

HB 369, be concurred in.

HB 473, be concurred in.

HB 543, be concurred in.

HB 549, be concurred in.

HB 561, be concurred in.

HB 567, be concurred in.

HB 591, be concurred in.

HB 615, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (Howard, Chair):

4/1/2019

HB 583, be concurred in.

HB 599, be amended as follows:

1. Page 1, line 8.

Strike: "AND"

2. Title, page 1, line 9.

Following: "MCA"

Insert: "; AND PROVIDING A TERMINATION DATE"

3. Page 1.

Following: line 11

Insert: "NEW SECTION. Section 1. Recognition of federal authority. The state of Montana recognizes that the Indian Health Care Improvement Act, 25 U.S.C. 1601, et seq.:

(1) provides the federal secretary of health and human services, acting through the Indian health service, with the authority to:

(a) establish a community health aide program in the state of Montana; and

(b) establish and maintain a community health aide certification board to adopt certification standards for individuals to act as specific aides within the program, including community health aides, behavioral health aides, and dental health aide therapists; and

(2) requires dental health aide therapist services to be excluded from the community health aide program in Montana unless the services are authorized under state law and provided in accordance with state law."

Renumber: subsequent sections

4. Page 1, line 15 through line 16.

Strike: "authority" on line 15 through "of" on line 16

Insert: "certification in a practice setting located within the exterior boundaries of a tribal reservation and operated by"

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5. Page 1, line 16.

Following: "service"

Strike: ", "

Insert: "or"

6. Page 1, line 17.

Strike: "or an urban Indian health center"

7. Page 1, line 28.

Following: "primary"

Strike: ", "

Insert: "or"

Following: "preventive"

Strike: ", or restorative"

8. Page 1, line 29.

Following: "certification"

Insert: ", and provided that performing dental extractions or invasive procedures to teeth and gums is prohibited"

9. Page 3, line 17.

Following: "section"

Strike: "1"

Insert: "2"

10. Page 6, line 2.

Following: "section"

Strike: "1"

Insert: "2"

11. Page 6, line 4.

Strike: "[Section 1] is"

Insert: "[Sections 1 and 2] are"

12. Page 6, line 5.

Strike: "[section 1]"

Insert: "[sections 1 and 2]"

13. Page 6.

Following: line 5

Insert: "NEW SECTION. **Section 7. Termination.** [This act] terminates September 30, 2021."

And, as amended, be concurred in.

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STATE ADMINISTRATION (Brown, Chair):
HB 106, be amended as follows:

4/1/2019

1. Title, page 1, line 7.

Strike: "REIMBURSEMENT"

Insert: "ALLOWANCE"

2. Title, page 1, line 8.

Following: "OR"

Insert: "ALLOWANCE AND"

3. Title, line 9.

Strike: "IS PROHIBITED"

Insert: "ARE ALLOWED"

Strike: "ALLOWING" through "FUNDS;"

4. Page 1, line 23.

Strike: "prohibited"

Insert: "not for legislative business expenses"

5. Page 1, line 27 through line 28.

Strike: "**services**" on line 27

Insert: "**business expenses allowance and**"

Strike: "**FOR AUTHORIZED ACTIVITIES**"

6. Page 1, line 28 through page 2, line 16.

Strike: "(1)" on page 1, line 28 through "." on page 2, line 16

Insert: "(1)(a) Except as provided in subsections (1)(b) and (1)(c), each legislator is entitled to a gross amount of \$4,620 in a biennium for legislative business expenses. The legislative services division shall withhold applicable state and federal taxes from the amount as provided by law.

(b) Except as provided in subsection (1)(c), a legislator appointed to fill a vacancy during a term is entitled to the amount in subsection (1) prorated over the 24-month term.

(c) The legislative services division shall provide each legislator with a reasonable opportunity to decline the allowance for legislative business expenses before it is paid to the legislator. A legislator may decline the allowance before it is paid.

(d) A legislator receiving funds under this subsection (1) is responsible for:

(i) keeping sufficiently detailed records concerning how the funds are spent; and

(ii) maintaining the records pursuant to the applicable document retention schedule."

7. Page 2, line 17.

Following: "(2)"

Insert: "(a)"

Strike: "(4) and (5)"

Insert: "(2)(c) and (2)(d)"

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8. Page 2, line 18.

Strike: "(3)"

Insert: "(2)(b)"

9. Page 2, line 20.

Strike: "authorized activities"

Insert: "legislative business"

10. Page 2, line 22.

Strike: "(3)"

Insert: "(b)"

Following: "under"

Insert: "this"

11. Page 2, line 23.

Strike: "(a)"

Insert: "(i)"

12. Page 2, line 24.

Strike: "(b)"

Insert: "(ii)"

13. Page 2, line 25.

Strike: "(c)"

Insert: "(iii)"

14. Page 2, line 26.

Strike: "(d)"

Insert: "(iv)"

15. Page 3, line 2.

Strike: "(4)"

Insert: "(c)"

Strike: "SECTION"

Insert: "subsection (2)"

16. Page 3, line 6.

Strike: "Any" through "withholding."

17. Page 3, line 7.

Strike: "(5)"

Insert: "(d)"

18. Page 3, line 9 through line 12.

Strike: subsection (6) in its entirety

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19. Page 3, line 13.

Strike: "(7)(a)" through "include"

Insert: "(3) "Legislative business" includes"

20. Page 3, line 16 through page 4, line 3.

Strike: subsection (7)(b) in its entirety

21. Page 4, line 4.

Strike: "(8)"

Insert: "(4)"

And, as amended, be concurred in.

HB 172, be amended as follows:

NEW AMENDMENT:

Title. Page 1, Line 7

Following: "EFFECTIVE DATE"

Insert: "AND A TERMINATION DATE"

1. Page 2, line 3.

Strike: "BUDGET" through "OFFICES"

Insert: "annual appropriation for the grant program"

2. Page 2, line 5 through line 6.

Strike: "THE STATE" on line 5 through "AMOUNT" on line 6

Insert: "all counties participating in the grant program and rounding to the nearest whole dollar amount. The number of veterans residing in a county is determined using the most recent data reported by the U.S. department of veterans affairs."

3. Page 2, line 20.

Following: "members"

Insert: "and may not be used for any other purpose"

4. Page 3, line 15 through line 23.

Strike: section 3 in its entirety

Insert: "NEW SECTION. Section 3. Appropriation. The following money is appropriated from the general fund to the department of military affairs for grants awarded to county and multicounty veterans' service offices as provided for in [section 2]:

Fiscal year 2020	\$30,000
Fiscal year 2021	\$30,000"

5. Page 3, line 29.

Following: line 28

Insert: "NEW SECTION. Section 6. Termination. [This act] terminates June 30, 2021."

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And, as amended, be concurred in.

HB 181, be concurred in.

HB 260, be amended as follows:

1. Title, page 1, line 4.

Following: "EXEMPTING"

Insert: "CERTAIN"

2. Page 3, line 11.

Following: "part 1"

Insert: ", when the total contract value is \$10,000 or less"

And, as amended, be concurred in.

HB 482, be concurred in.

HB 506, be amended as follows:

1. Title, page 1, line 9.

Following: "TERM"

Insert: "OR A PORTION OF THEIR TERM"

2. Page 2, line 13.

Following: "term"

Insert: "or a portion of the term"

And, as amended, be concurred in.

HB 524, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

April 1, 2019

Senator Scott Sales, President
Montana Senate
Capitol Building
Helena, MT 59601

Dear President Sales:

On Monday, April 1, 2019, I signed the following bills:

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Senate Bill 72 -- Sesso
Senate Bill 85 -- Fitzpatrick
Senate Bill 248 -- Cohenour

Sincerely,

STEVE BULLOCK
Governor

MESSAGES FROM THE OTHER HOUSE

HB 673, introduced by D. Zolnikov, requiring adoption by an affirmative roll call vote of **two-thirds of all the members of the Legislature**, passed the House and was transmitted to the Senate with the following vote:

4/1/2019

Yeas - 55
Nays - 44

HB 8, introduced by J. Keane, requiring adoption by an affirmative roll call vote of **three-fourths of each house of the Legislature**, passed the House and was transmitted to the Senate with the following vote:

4/1/2019

Yeas - 95
Nays - 4

House bills passed and transmitted to the Senate for concurrence:

4/1/2019

HB 528, introduced by F. Moore
HB 532, introduced by B. Mercer
HB 555, introduced by D. Lenz
HB 607, introduced by J. Bachmeier
HB 632, introduced by J. Bahr
HB 656, introduced by J. Krautter
HB 660, introduced by J. Krautter
HB 676, introduced by D. Skees
HB 680, introduced by T. Moore
HB 696, introduced by J. Karjala
HB 710, introduced by K. Sullivan
HB 720, introduced by D. Zolnikov
HB 722, introduced by S. Gunderson
HB 726, introduced by M. Caferro
HB 727, introduced by E. Buttrey
HB 731, introduced by M. Noland
HB 733, introduced by G. Hertz
HB 745, introduced by A. Olsen

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HB 748, introduced by J. Bahr
HB 749, introduced by D. Zolnikov
HB 751, introduced by W. Curdy
HB 753, introduced by D. Lenz
HB 754, introduced by S. Vinton
HB 757, introduced by D. Harvey
HB 764, introduced by D. Loge
HB 766, introduced by B. Hamlett
HB 773, introduced by M. Regier
HB 774, introduced by J. Windy Boy

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 8, introduced by J. Keane (by request of the Department of Natural Resources and Conservation and the Office of Budget and Program Planning), referred to Finance and Claims.
HB 528, introduced by F. Moore, referred to Agriculture, Livestock and Irrigation.
HB 532, introduced by B. Mercer, referred to Judiciary.
HB 555, introduced by D. Lenz, Z. Brown, M. Caferro, S. Fitzpatrick, L. Jones, K. Kelker, M. MacDonald, S. Malek, A. Olsen, G. Pierson, W. Sales, D. Salomon, D. Sands, R. Webb, T. Welch, referred to Public Health, Welfare and Safety.
HB 607, introduced by J. Bachmeier, referred to Agriculture, Livestock and Irrigation.
HB 632, introduced by J. Bahr, B. Bessette, S. Morigeau, A. Olsen, T. Runningwolf, B. Smith, S. Stewart Peregoy, S. Webber, J. Windy Boy, referred to Business, Labor, and Economic Affairs.
HB 656, introduced by J. Krautter, D. Ankney, K. Bogner, A. Doane, M. Dunwell, S. Hinebauch, J. Kassmier, R. Knudsen, T. Richmond, B. Smith, D. Zolnikov, referred to Taxation.
HB 660, introduced by J. Krautter, F. Anderson, D. Barrett, B. Bennett, C. Boland, G. Custer, K. Dudik, M. Dunwell, J. Ellis, D. Fern, S. Fitzpatrick, P. Flowers, M. Funk, F. Garner, J. Gross, D. Harvey, K. Holmlund, L. Jones, J. Keane, K. Kelker, E. Kerr-Carpenter, D. Loge, M. MacDonald, S. Malek, E. McClafferty, M. McNally, J. Pomnichowski, C. Pope, D. Salomon, D. Sands, J. Sesso, R. Shaw, J. Small, C. Smith, M. Sweeney, G. Vuckovich, S. Webber, T. Welch, K. White, T. Woods, referred to Public Health, Welfare and Safety.
HB 673, introduced by D. Zolnikov, A. Redfield, referred to Taxation.
HB 676, introduced by D. Skees, referred to State Administration.
HB 680, introduced by T. Moore, G. Pierson, referred to Public Health, Welfare and Safety.
HB 696, introduced by J. Karjala, J. Bachmeier, J. Bahr, B. Bessette, L. Bishop, Z. Brown, J. Cohenour, W. Curdy, K. Dudik, M. Dunwell, R. Farris-Olsen, D. Fern, S. Fitzpatrick, J. Fuller, M. Funk, J. Hamilton, B. Hamlett, D. Harvey, K. Holmlund, C. Keogh, E. Kerr-Carpenter, J. Krautter, J. Krotkov, R. Lynch, S. Morigeau, A. Olsen, R. Peppers, Z. Perry, G. Pierson, C. Pope, T. Runningwolf, M. Ryan, W. Sales, C. Schreiner, R. Shaw, B. Smith, F. Smith, S. Stewart Peregoy, M. Sweeney, M. Weatherwax, T. Winter, T. Woods, referred to Public Health, Welfare and Safety.
HB 710, introduced by K. Sullivan, K. Abbott, D. Ankney, J. Bahr, B. Bessette, C. Boland, E. Buttrey, J. Cohenour, W. Curdy, K. Dudik, J. Ellis, P. Flowers, J. Gross, D. Harvey, B. Hoven, J.

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Kassmier, J. Keane, B. Keenan, J. Krautter, M. Lang, D. Loge, S. Morigeau, C. Pope, T. Richmond, D. Salomon, D. Sands, R. Shaw, J. Small, C. Smith, R. Webb, D. Zolnikov, referred to Public Health, Welfare and Safety.

HB 720, introduced by D. Zolnikov, referred to Business, Labor, and Economic Affairs.

HB 722, introduced by S. Gunderson, referred to Natural Resources.

HB 726, introduced by M. Caferro, J. Bachmeier, referred to Public Health, Welfare and Safety.

HB 727, introduced by E. Buttrey, referred to Business, Labor, and Economic Affairs.

HB 731, introduced by M. Noland, D. Bartel, M. Blasdel, T. Moore, A. Olszewski, V. Ricci, referred to Business, Labor, and Economic Affairs.

HB 733, introduced by G. Hertz, referred to Taxation.

HB 745, introduced by A. Olsen, D. Zolnikov, referred to Judiciary.

HB 748, introduced by J. Bahr, B. Bessette, S. Morigeau, A. Olsen, R. Peppers, T. Runningwolf, M. Ryan, F. Smith, S. Stewart Peregoy, M. Weatherwax, S. Webber, J. Windy Boy, referred to Highways and Transportation.

HB 749, introduced by D. Zolnikov, referred to Judiciary.

HB 751, introduced by W. Curdy, referred to Business, Labor, and Economic Affairs.

HB 753, introduced by D. Lenz, referred to Public Health, Welfare and Safety.

HB 754, introduced by S. Vinton, J. Bachmeier, referred to Education and Cultural Resources.

HB 757, introduced by D. Harvey, referred to Business, Labor, and Economic Affairs.

HB 764, introduced by D. Loge, J. Krautter, C. Pope, A. Redfield, referred to Highways and Transportation.

HB 766, introduced by B. Hamlett, referred to State Administration.

HB 773, introduced by M. Regier, referred to Finance and Claims.

HB 774, introduced by J. Windy Boy, M. Caferro, referred to Education and Cultural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Osmundson in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 5 - House Amendments - Senator Sands moved House amendments to **SB 5** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

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Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

SB 158 - House Amendments - Senator Vance moved House amendments to **SB 158** be concurred in. Motion **failed** as follows:

Yeas: Blasdel, Bogner, Cuffe, Fitzpatrick, Gauthier, Gillespie, Gross, Hoven, Lang, Olszewski, Osmundson, Regier, Richmond, Small, Smith C, Tempel, Thomas, Vance, Vuckovich, Welborn, Mr President.

Total 21

Nays: Ankney, Barrett, Bennett, Boland, Brown, Cohenour, Ellis, Ellsworth, Esp, Flowers, Hinebauch, Howard, Jacobson, Kary, Keenan, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Salomon, Sands, Sesso, Smith F, Webb, Webber.

Total 28

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 233 - Senator Sands moved **HB 233** be concurred in. Motion carried as follows:

Yeas: Ankney, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Malek, McClafferty, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 45

Nays: Barrett, Bennett, MacDonald, McConnell.

Total 4

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Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 244 - Senator Bennett moved **HB 244** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Mr President.

Total 46

Nays: Esp, Vance, Welborn.

Total 3

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 245 - Senator Bennett moved **HB 245** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Mr President.

Total 45

Nays: Brown, Esp, Vance, Welborn.

Total 4

Paired: None.

Excused: Fielder.

Total 1

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Absent or not voting: None.

Total 0

HB 328 - Senator Esp moved **HB 328** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 331 - Senator R. Webb moved **HB 331** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 45

Nays: Blasdel, Brown, Cuffe, Vance.

Total 4

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 324 - Senator Lang moved **HB 324** be concurred in. Motion carried as follows:

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Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Ellis, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 46

Nays: Cuffe, Flowers, Vance.
Total 3

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 537 - Senator Howard moved **HB 537** be concurred in. Motion carried as follows:

Yeas: Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.
Total 28

Nays: Ankney, Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Webber.
Total 21

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 231 - Senator Olszewski moved **HB 231** be concurred in.

HB 231 - Senator Olszewski moved **HB 231**, second reading copy, be amended as follows:

1. Page 6, line 27.

Following: "TETANUS."

Strike: "AND"

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Following: "DIPHTHERIA"

Insert: ", AND PERTUSSIS"

Amendment **adopted** as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Mr President.
Total 46

Nays: Smith C, Vance, Welborn.
Total 3

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 231 - As amended, **HB 231** was concurred in as follows:

Yeas: Barrett, Bennett, Blasdel, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McConnell, Olszewski, Phillips, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber.
Total 35

Nays: Ankney, Bogner, Boland, Brown, Cohenour, McClafferty, McNally, Osmundson, Pomnichowski, Regier, Smith C, Vance, Welborn, Mr President.
Total 14

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 502 - Senator Gross moved **HB 502** be concurred in. Motion carried as follows:

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Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HJ 14 - Senator Cohenour moved **HJ 14** be concurred in. Motion carried as follows:

Yeas: Barrett, Bennett, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Richmond, Salomon, Sands, Sesso, Small, Smith F, Vuckovich, Webber, Welborn.

Total 27

Nays: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Hinebauch, Hoven, Howard, Kary, Keenan, Olszewski, Osmundson, Pomnichowski, Regier, Smith C, Tempel, Thomas, Vance, Webb, Mr President.

Total 22

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 126 - Senator Tempel moved **HB 126** be concurred in.

HB 126 - Senator Tempel moved **HB 126**, second reading copy, be amended as follows:

1. Title, page 1, line 6.

Strike: "AND"

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Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 2, line 19.

Insert: "NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 2019."

Amendment **adopted** as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Boland, Cohenour, Ellis, Esp, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber.

Total 33

Nays: Bogner, Brown, Cuffe, Ellsworth, Fitzpatrick, Hinebauch, Howard, Kary, Keenan, Olszewski, Smith C, Thomas, Vance, Webb, Welborn, Mr President.

Total 16

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 126 - As amended, **HB 126** was concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber.

Total 30

Nays: Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Hinebauch, Howard, Keenan, Olszewski, Osmundson, Regier, Smith C, Thomas, Vance, Webb, Welborn, Mr President.

Total 19

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

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HB 319 - Senator Ellis moved **HB 319** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Brown, Cohenour, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Mr President.

Total 44

Nays: Blasdel, Cuffe, Olszewski, Regier, Welborn.

Total 5

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 204 - Senator Bennett moved **HB 204** be concurred in. Motion carried as follows:

Yeas: Barrett, Bennett, Boland, Brown, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, Kary, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber.

Total 30

Nays: Ankney, Blasdel, Bogner, Cuffe, Ellsworth, Esp, Hinebauch, Hoven, Howard, Keenan, Lang, Olszewski, Regier, Smith C, Thomas, Vance, Webb, Welborn, Mr President.

Total 19

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 604 - Senator Sands moved **HB 604** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips,

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Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 45

Nays: Cuffe, Esp, Keenan, Regier.
Total 4

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HJ 20 - Senator Thomas moved consideration of **HJ 20** be passed for the day. Without objection, so ordered.

HJ 24 - Senator F. Smith moved **HJ 24** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HJ 27 - Senator Bennett moved **HJ 27** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso,

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Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

Majority Leader Thomas moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Sales presiding.

Senator Osmundson moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

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HB 41 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Vuckovich, Webber.

Total 29

Nays: Blasdel, Brown, Cuffe, Ellsworth, Esp, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Osmundson, Regier, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 20

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 150 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 257 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson,

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Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 48

Nays: Brown.
Total 1

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 267 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 285 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 47

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Nays: Hinebauch, Kary.

Total 2

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 325 concurred in as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 29

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Webber.

Total 20

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

Vote totals include change of vote from Yes to No by Senator Flowers under Motions.

HB 347 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Bogner, Boland, Brown, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 46

Nays: Bennett, Cohenour, Pomnichowski.

Total 3

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Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 357 concurred in as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 28

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gross, Hoven, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Webber.

Total 21

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 461 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

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Absent or not voting: None.

Total 0

HB 463 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 476 concurred in as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang, McNally, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Welborn, Mr President.

Total 34

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Esp, Keenan, MacDonald, Malek, McClafferty, McConnell, Pomnichowski, Sands, Sesso, Webber.

Total 15

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 487 concurred in as follows:

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Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Sesso, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 31

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gross, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Smith F, Vuckovich, Webber.

Total 18

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 497 concurred in as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Webb, Mr President.

Total 28

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Webber, Welborn.

Total 21

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 584 failed as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, McConnell, McNally, Sesso, Small, Smith F, Vuckovich, Webber.

Total 20

Nays: Blasdel, Brown, Cuffe, Ellsworth, Esp, Hinebauch, Hoven, Howard, Kary, Keenan, Lang,

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MacDonald, Malek, McClafferty, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.
Total 29

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HJ 18 concurred in as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Vuckovich, Webb, Mr President.
Total 30

Nays: Barrett, Bennett, Boland, Cohenour, Flowers, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Webber, Welborn.
Total 19

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Senator Flowers moved to change his third-reading vote on **HB 325** from Yes to No. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Thomas moved the Senate adjourn until 1:00 p.m., Wednesday, April 3, 2019, the sixty-ninth legislative day. Motion carried.

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Senate adjourned at 2:07 p.m.

MARILYN MILLER
Secretary of the Senate

SCOTT SALES
President of the Senate